

**OFFICE OF THE FEDERAL DEFENDER
EASTERN DISTRICT OF CALIFORNIA
801 I STREET, 3rd FLOOR
SACRAMENTO, CALIFORNIA 95814
(916) 498-5700 Fax: (916) 498-5710**

Daniel J. Broderick
Federal Defender

Linda Harter
Chief Assistant Defender

December 5, 2006

Mr. Michael B. Bigelow
Attorney at Law
428 J Street #350
Sacramento, CA 95814

Re: Santos v. Maddock
Civ.S-02-1571-FCD/JFM

FILED

DEC - 6 2006

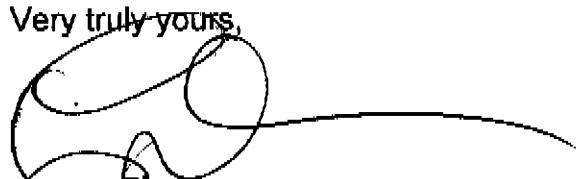
CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
By JM
DEPUTY CLERK

Dear Mr. Bigelow:

This will confirm your appointment as counsel by the Honorable John F. Moulds, U.S. Magistrate Judge, to represent the above-named appellant. You are attorney of record until such time as you are relieved or other action is taken to appoint a different attorney.

Enclosed is CJA 20 form, your Order of Appointment and Voucher for services rendered. Also enclosed is an instruction sheet discussing the use of the forms, together with sample forms for reporting court time. This will also provide a uniformity in the way attorneys report their time and services rendered.

If we may be of any further assistance regarding the processing of the enclosed form, preparation of form CJA 21 for expert services, or in reference to any other matter pertaining to this case, please feel free to call upon us at any time.

Very truly yours,

CYNTHIA L. COMPTON
CJA Panel Administrator

:clc
Enclosures

cc: Clerk's Office
Ninth Circuit Court of Appeals

1. CIR/CUST/Div. CODE 09C		2. PERSON REPRESENTED Santos, Raymond John		VOUCHER NUMBER	
3. MAG. DKT./DEF. NUMBER		4. DIST. DKT./DEF. NUMBER Civ.S-02-1571-FCD/JFM		5. APPEALS DKT./DEF. NUMBER 06-16561	
7. IN CASE/MATTER OF Santos v. Maddock		8. PAYMENT CATEGORY Appeal		9. TYPE PERSON REPRESENTED Appellant	
11. OFFENSE(S) CHARGED (See U.S. Code, Title & Section) If more than one offense, list up to five major offenses charged, according to severity of offense Appeal from the denial of a habeas corpus					
12. ATTORNEY'S NAME (First Name, M.I., Last Name, including any suffix) Michael B. Bigelow, Esq. 428 J Street, #350 Sacramento, CA 95814 Telephone Number: (916) 443-0217			13. COURT ORDER <input type="checkbox"/> D Appellate Court <input type="checkbox"/> C Co-Counsel <input type="checkbox"/> F State For Federal Defender <input type="checkbox"/> E State For Criminal Attorney <input type="checkbox"/> F State For Federal Attorney <input type="checkbox"/> V Standby Counsel Prior Attorney's Name _____ Appointment Date _____ <input type="checkbox"/> Because the above-named person represented law defendant under oath or has otherwise established their right for or on the (1) is financially unable to employ counsel and (2) does not wish to waive counsel, and because the interests of justice so require, the attorney whose name appears in Item 13 is appointed to represent this person in this case. <input type="checkbox"/> Other (See Instructions) <i>J. B. Bigelow</i> Signature of Person Appointed Counsel or by Order of the Court <i>11-2-06</i> <i>11/7/06</i> Date of Order Name Pro Tem Date Preparation or partial preparation ordered from the person represented for this service at time of appointment. <input type="checkbox"/> YES <input type="checkbox"/> NO		
14. NAME AND MAILING ADDRESS OF LAW FIRM (only provide per institution)					
CATEGORIES (Attach continuation of services with dates)		HOURS CLAIMED	TOTAL AMOUNT CLAIMED	MATH/TECH ADJUSTED HOURS	MATH/TECH ADJUSTED AMOUNT
I C O R E S T	a. Arraignment and/or Plea				
	b. Bail and Detention Hearings				
	c. Motions Hearings				
	d. Trial				
	e. Sentencing Hearings				
	f. Revocation Hearings				
	g. Appeals Court				
h. Other (Specify on additional sheet)					
(Rate per hour = \$ 92)		TOTAL:			
O R E S T	a. Interviews and Conferences				
	b. Obtaining and reviewing records				
	c. Legal research and brief writing				
	d. Travel time				
	e. Investigative and Other work (Specify on additional sheet)				
(Rate per hour = \$ 92)		TOTAL:			
17. Travel Expenses (Fees, parking, meals, mileage, etc.)					
18. Other Expenses (other than expert, transcript, etc.)					
19. CERTIFICATION OF ATTORNEY/PAYEE FOR THE PERIOD OF SERVICE FROM _____ TO _____			20. APPOINTMENT TERMINATION DATE IF OTHER THAN CASE COMPLETION		21. CASE DISPOSITION
22. CLAIM STATUS <input type="checkbox"/> Final Payment <input type="checkbox"/> Interim Payment Number _____ <input type="checkbox"/> Supplemental Payment Have you previously applied to the court for compensation under reimbursement for this case? <input type="checkbox"/> YES <input type="checkbox"/> NO If yes, were you paid? <input type="checkbox"/> YES <input type="checkbox"/> NO Other than from the court, have you, or is your firm/partner/bureau/anyone else, received payment (compensation or anything of value) from any other source in connection with this representation? <input type="checkbox"/> YES <input type="checkbox"/> NO If yes, give details on attachment sheet. I swear or affirm the truth or correctness of the above statement.					
Signature of Attorney: _____ Date: _____					
23. IN COURT COMP.	24. OUT OF COURT COMP.	25. TRAVEL EXPENSES	26. OTHER EXPENSES	27. TOTAL AMT. APPR./CERT	
28. SIGNATURE OF THE PRESIDING JUDICIAL OFFICER			DATE	29a. JUDGE / MAG. JUDGE CODE	
29. IN COURT COMP.	30. OUT OF COURT COMP.	31. TRAVEL EXPENSES	32. OTHER EXPENSES	33. TOTAL AMT. APPROVED	
34. SIGNATURE OF CHIEF JUDGE, COURT OF APPEALS (OR DELEGATE) Payment Approved in name of the attorney _____			DATE	34a. JUDGE CODE	

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

RAYMOND JOHN SANTOS, JR.,

Petitioner - Appellant,

v.

TOM MADDOCK, Interim Director; et al.,

Respondents - Appellees.

No. 06-16561

D.C. No. CV-02-01571-FCD/JFM
Eastern District of California,
Sacramento

ORDER

Before: Peter L. Shaw, Appellate Commissioner

Pursuant to Ninth Circuit Rule 22-1(e), appellant's motion to broaden the certificate of appealability is denied without prejudice to raising any uncertified issues in the opening brief.

[I]f a petitioner concludes during the course of preparing the opening brief [on certified issues], that an uncertified issue should be discussed in the brief, the petitioner shall first brief all certified issues under the heading "Certified Issues," and then, in the same brief, shall discuss any uncertified issues under the heading "Uncertified Issues." Uncertified issues raised and designated in this manner will be construed as a motion to expand the COA and will be addressed by the merits panel to such extent as it deems appropriate.

9th Cir. R. 22-1(e).

FILED
OCT 31 2006
CATHY A. GATTERSON, CLERK
U.S. COURT OF APPEALS

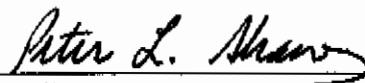
06-16561

Appellant's motion for appointment of counsel in this habeas corpus appeal is granted. *See* 18 U.S.C. § 3006A(a)(2)(B); *Weygandt v. Look*, 718 F.2d 952, 954 (9th Cir. 1983) (per curiam). Counsel will be appointed by separate order.

The Clerk shall serve this order on Daniel Broderick, Federal Public Defender, 801 I Street, 3rd Floor, Sacramento, California 95814, who will locate appointed counsel. The district court shall provide the Clerk of this court with the name and address of appointed counsel by facsimile transmission (FAX: (415) 556-6228) within 14 days of locating counsel. If new counsel identifies uncertified issues that should be raised on appeal, counsel shall include them in the opening brief as permitted by Ninth Circuit Rule 22-1(e).

The Clerk shall strike the opening brief filed October 2, 2006.

The opening brief and excerpts of record are due December 27, 2006; the answering brief is due January 26, 2007; and the optional reply brief is due within 14 days after service of the answering brief.


General Order 6.3(e)